

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF APPEALS**

ATTORNEY DOCKET NO.

124463-2

IN RE APPLICATION OF

HARRY K. MATHEWS, JR., ET AL

RECEIVED  
CENTRAL FAX CENTER

SEP 02 2004

SERIAL NUMBER

10/063,950

FILED

05/29/02

FOR

METHOD AND APPARATUS FOR DETECTING  
HOT RAIL CAR SURFACES

GROUP ART UNIT

2636

EXAMINER

B. SWARTHOUT

To the Assistant Commissioner for Patents:

Applicant hereby appeals to the Board of Appeals from the decision dated 05/06/04 of the  
Examiner finally rejecting claims 1 and 10

The \$330.00 Appeal Fee is:

- ☐ enclosed
- ☐ not required (fee paid in prior appeal in this application).
- ☒ requested to be charged to Deposit Account No. 07-0868 .  
(Three copies of this Notice are enclosed herewith.)

(signature) [note 37.CFR 1.191(b)]

DAVID C. GOLDMAN

Reg. No. 34,3369/2/04  
(date)

I hereby certify that this correspondence is being facsimile  
transmitted to Examiner Brent Swarthout in Group Art Unit 2636 at the  
United States Patent & Trademark Office (703-272-9303)  
on September 2, 2004 (1 page) By: Vivian D. Bess

Signature: 

CRD Pat. Form 5 (1/03)